

SEP 19 2005

FAX TRANSMISSION

DATE: September 19, 2005

PTO IDENTIFIER: Application Number 08/940,815
Patent Number

Inventor: Stevens

MESSAGE TO: USPTO

FAX NUMBER: (571) 273-8300

FROM: MARSHALL, GERSTEIN & BORUN LLP

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Attorney Dkt. #: 29617/PM421A

PAGES (Including Cover Sheet): 21

CONTENTS: Declaration (17 pages)
Submission (2 pages)
General Transmittal (1 page)

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TRANSMITTAL
FORM

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Total Number of Pages in This Submission

Application Number	08/940,815-Conf. #5323
Filing Date	September 30, 1997
First Named Inventor	Christopher J. Stevens
Art Unit	1734
Examiner Name	M. C. Mayes
Attorney Docket Number	29617/PM421A

ENCLOSURES (Check all that apply)

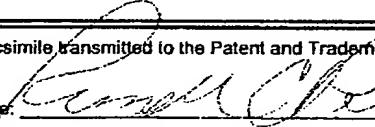
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Declaration Under 37 C.F.R. §1.132
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MARSHALL, GERSTEIN & BORUN LLP		
Signature			
Printed name	Russell C. Petersen		
Date	September 19, 2005	Reg. No.	53,457

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(Russell C. Petersen)

Docket No.: 29617/PM421A
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:
Christopher J. Stevens

Application No.: 08/940,815

Confirmation No.: 5323

Filed: September 30, 1997

Art Unit: 1734

For: CORRECTION TAPE DISPENSER

Examiner: M. C. Mayes

SUBMISSION OF DECLARATION UNDER 37 C.F.R. § 1.132

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

Prior to examination on the merits, please consider the attached Rule 132 declaration.

Remarks begin on page 2.

Application No. 08/940,815

Docket No.: 29617/PM421A

REMARKS

Applicant submits the attached Declaration of John C. Singlehurst under 37 C.F.R. § 1.132. This declaration explains the Information Disclosure Statement filed on August 3, 2005 with regard to Canadian Patent No. 2,091,996. As is outlined in the declaration, the Canadian Intellectual Property Office originally placed an incorrect laid open date of February 1, 1993 on the patent, but has now corrected the laid open date to be February 18, 1993. This declaration provides evidence that is specifically allowed by MPEP § 901.05(IV), page 900-10 ("An applicant is entitle to show [the foreign patent document's date is incorrect] by competent evidence, but the question seldom arises.").

In view of the attached declaration, applicant believes the pending application is in condition for allowance. If the examiner has any questions, he is invited to contact the undersigned.

Dated: September 19, 2005

Respectfully submitted,

By 

Russell C. Petersen

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